

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION**

**SCOTT LOUIS PANETTI**

**Petitioner**

**V.**

**LORIE DAVIS,  
Director, Texas Department  
of Criminal Justice,  
Correctional Institutions  
Division**

**Respondent.**

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**CASE NO. 1:04-CV-00042-RP**

**\* DEATH PENALTY CASE \***

**ADVISORY ON SUBSEQUENT APPLICATION**

Counsel for Petitioner Scott Louis Panetti has filed two pleadings in the Texas Court of Criminal Appeals. He filed a Subsequent Application for Writ of Habeas Corpus, and he filed a Suggestion that the Court, on Its Own Initiative, Reconsider Its Denial of Scott Panetti's Eighth Amendment-*Edwards* Claim in Light of *Calvert*.

Under the procedures set out in this Court's order of October 22, 2018, granting Scott Panetti's unopposed motion to stay the federal proceedings, once Counsel for Scott Panetti has filed the subsequent state habeas application, he must advise the Court every 60 days about the status of the application. DE 208.

The Texas Court of Criminal Appeals has not yet taken action on either of the pleadings that Counsel for Scott Panetti filed.

Respectfully submitted,

s/ Gregory W. Wiercioch  
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**CERTIFICATE OF SERVICE**

I certify that on this 30th day of March 2021, I electronically filed the foregoing advisory with the clerk of the court for the U.S. District Court, Western District of Texas, using the electronic case filing system. A “Notice of Electronic Filing” was sent to Counsel for Respondent at the following e-mail address:

Rachel L. Patton  
Assistant Attorney General  
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s/ Gregory W. Wiercioch